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DATE:	January 10, 2005	
TO:	USPTO Examiner Ganey	FAX NO: 703-872-9306
COMPANY:	Sue Shaper, P.C.	
FROM:	Sue Shaper	
RE:	Application Number 10/081,419 Filing Date Feb. 22, 2002 Title: Around-the-Pump Additive System for Industrial Scale Hazards	
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PTO/SS/21 (04-04)

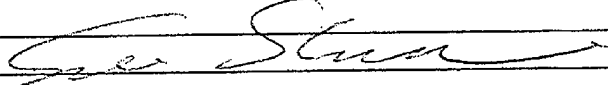
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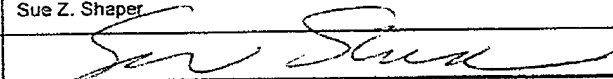
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/081,419
	Filing Date	Feb 22, 2002
	First Named Inventor	Williams, Dwight P.
	Art Unit	3752
	Examiner Name	Ganey
Total Number of Pages in This Submission	Attorney Docket Number	50051

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Action mailed 12/28/04
Remarks It is believed that no request for extension of time or fees are due. Notwithstanding, the Commissioner is authorized to charge any additional fees incurred or credit any overage to Deposit Account No.50-1753 (50051). Please regard this as a further request for extension of time to the extent one is needed. (Customer Account Number 22929)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Sue Z. Shaper
Signature	
Date	January 10, 2005

CERTIFICATE OF TRANSMISSION By Fax			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO by fax to the number: 703-872-9306			
Typed or printed name	Sue Z. Shaper		
Signature		Date	January 10, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Williams

Application No.: 10/081,419

Filed: 2/22/2002

Title: Around-the-Pump Additive System for Industrial Scale Hazards

Attorney Docket No.: 50051

Art Unit:
3752Examiner:
GaneyRECEIVED
CENTRAL FAX CENTER
JAN 10 2005Commissioner for Patents
P.O. Box 1450
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RESPONSE TO ACTION MAILED 12/28/04 FINDING THE REPLY FILED ON 10/18/04
NOT FULLY RESPONSIVE BY REASON OF FAILING TO ADDRESS AND PRESENT
ARGUMENTS CONCERNING THE CLAIMS REJECTED UNER SECTION 103 OVER
HOLLAN IN VIEW OF WORTHINGTON

Dear Sir:

REMARKS

In the prior Office Action of 7/13/04 independent claims 1, 9, 16 and 17 were rejected under Section 103 as unpatentable over Hollan in view of Williams and/or in view of Worthington.

Primary reference Hollan was recited for the same elements in both cases. Williams and/or Worthington were both, alternately, recited for the element of providing for pumping at 2000 or greater gpm.

In the Response filed 10/18/04, independent claims, 1, 9, 16 and 17 were amended to clarify their distinction from the primary reference Hollan. The clarification applied equally to both of the Section 103 rejections, overcoming the basis for both rejections by distinguishing the claimed elements from the structure taught by the primary reference. Such could have been explicitly stated. It was thought apparent or inherent.

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